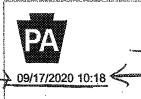
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appeal issues.					
Refer to	<b>DC-ADM</b> 804, <b>C</b>	Frievance Appeal	Procedures, for o	omplete insti	uctions.
Appeals mu	st relate to the	issue presented i	n the initial griev	ance and 1 <sup>st</sup> I	evel appeal.
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	and any a	Return Authority:	Destination Authority:	issuing Authority:	Comments:	K Cooper	Staff	Inmate: BT7263	State Corre
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***	LISTED ABOVE ***			Return To:				): B-A-2038	nate Pass
			Time Left: 0900			Depart:	Arrive:	Callout#:	Date:
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4526342	Callour#:			State Correctional Institution at ROCKVIEW	State Corre



## Final Appeal Decision

Secretary's Office of Inmate Grievances & Appeals & Pennsylvania Department of Corrections 1920 Technology Parkway Mechanicsburg, PA 17050

Inmate Name:	PEW, ALFONSO	DOC#:	BT7263 (
SCI Filed:	Rockview	Current SCI:	Rockview 🚺 🔭
Grievance #:	881874		

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, Inmate Grievance System Policy, the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

#### **Decision:Uphold Response**

It is the decision of the Secretary's Office of inmate Grievances and Appeals to uphold the initial response, uphold the inmate, or Uphold in part/Deny in part. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.

#### Response:

BT7263

PEW, ALFONSO

Grievance #:881874

You claim that on 8/3/2020, you informed Unit Manager Clark that since the COVID-19 pandemic began, you are unable to shower on Mondays after using the weights and on Wednesdays after using the gym. You contend that this is a health issue and you should be able to shower after these activities. You allege that your constitutional amendment rights have been violated and request \$2,000.00 for each time you are denied a shower following activities.

A review of the record found that since the outbreak of the COVID-19 pandemic, the DOC had to make institutional changes to ensure the health of inmates and staff. As stated, you are afforded three meals per day, yard participation, and daily showers. Due to the initiation of cohorting, at times it is necessary for inmates to choose if they want to shower, go to the yard, or participate in other activities because times will overlap. As stated, you cannot pick and choose when you shower. You fall to provide any evidence to substantiate your claims. Your grievance and requested relief are denied.

☑ Frivolous: ←	
Staff are following current protocol.	There is no violation of policy, laws, or procedures.
Signature: —	-> lesi lacone pro
Name:	D. Varner
Title:	Chief Grievance Officer
Date:	→ <u>9/17/20</u> ←
CC: DC-15/Superintendent - Rockvi Grievance Office	ew .
DC-ADM 804, Inmate Grievance Syste	m Procedures Manual
Section 2 - Appeals, Attachment 2-F	Issued: 1/26/2016 Effective: 2/16/2016

Page1 of 1

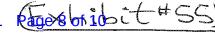
Case 1:21-cv-00421-MWB-MCC Document 37-2 Filed 06/25/27 Page 6 of 10 SCI INMATE APPEAL TO FACILITY MANAGER **GRIEVANCE** HOUSING UNIT DATE NAME Inmate Number I received my initial response from the Grievance Office/Coordinator on and have the following appeal issues. Refer to DC-ADM 804, Grievance Appeal Procedures, for complete instructions. Please provide a BRIEF (no longer than two pages) appeal statement. ( 10 h

INMATE SIGNATURE:

DC-ADM 804, Inmate Grievance System Procedures Manual Section 2 – Appeals

Issued: 1/26/2016 Effective: 2/16/2016 Attachment 2-A

Case 1.21-cv-00421-IMMATE APPEAL TO FINAL REVIEW/23(EI × Page 3 or to # 5 - ( )  GRIEVANCE
INMATE NUMBER NAME // FACILITY   DATE GRIEVANCE# /
BC1265 Allesch Lectory 8:19.20 851853
I received my appeal from the Superintendent on and have the following appeal issues:
Refer to DC-ADM 804, Grievance Appeal Procedures, for complete instructions.  Appeals must relate to the issue presented in the initial grievance and 1 <sup>st</sup> level appeal.
Please provide a BRIEF (no longer than two pages) appeal statement.
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# ightarrow Final Appeal Decision eq

Secretary's Office of Inmate Grievances & Appeals
Pennsylvania Department of Corrections
1920 Technology Parkway
Mechanicsburg, PA 17050

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Inmate Name:	PEW, ALFONSO	DOC #:	BT7263	7	
SCI Filed:	Rockview	Current SCI:	Rockview	łø	
Grievance #:	881853				

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, Inmate Grievance System Policy, the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

#### **Decision:Uphoid Response**

It is the decision of the Secretary's Office of Inmate Grievances and Appeals to uphold the initial response, uphold the inmate, or Uphold in part/Deny in part. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.

#### Response:

You claim that the exercise vard used by BA unit does not have a urinal, a tollet, or any bathroom facilities. You say that you take water pills and go to the bathroom frequently, which prevents you from going to the vard. You say that you would like to remain in the SNU, but be permitted to use A and B yards because they have bathrooms. You contend that your constitutional amendment rights are being violated. You request to use A and B yards, for a bathroom to be built in BB yard, and \$2,000.00 for each yard missing.

A review of the record found that <u>if you notify staff</u> that <u>you must use the restroom while at yard on BB, you will be permitted back into the block.</u> There is no evidence provided that you have ever done this. The Grievance Officer provided you with a detailed response to your grievance. Not going to yard is your own choice - you are not being denied. Your grievance and requested relief <u>are denied</u>.

M Frivolous:	
There was no violation of law, procedu	res, or policy. You chose not to attend yard.
Signature:	Veri More in
Name: ————————————————————————————————————	D. Varner
Title:	Chief Grievance Officer
Date:	9/17/120
CC: DC-15/Superintendent - Rockview Grievance Office	<i>,</i>

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals, Attachment 2-F

BT7263 Grievance #:881853

PEW, ALFONSO

Page1 of 1

Issued: 1/26/2016 Effective: 2/16/2016

Case 1:2	1-cv-00421-MWA-YE	APPEAUTO FINAL GRIEVANCE	REVIEW23/21 Page	10 C # S6)
		GRIEVANCE		
INMATE NUMBER	NAME ()	FACILITY	DATE	GRIEVANCE#
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Section 2 – Appeals Issued: 1/26/2016 Effective: 2/16/2016

# 04/15/2020 08:08

## 🚽 Final Appeal Decision ⋲

🕽 Secretary's Office of Inmate Grievances & Appeals 🤘 Pennsylvania Department of Corrections 1920 Technology Parkway Mechanicsburg, PA 17050

66-9

Inmate Name:

PEW. ALFONSO

DOC #:

BT7263

SCI Filed:

Rockview

**Current SCI:** 

Rockview

Grievance #:

851325

This serves to acknowledge receipt of your appeal to the Secretary's Office of Inmate Grievances and Appeals for the grievance noted above. In accordance with the provisions of DC-ADM 804, Inmate Grievance System Policy, the following response is being provided based on a review of the entire record of this grievance. The review included your initial grievance, the Grievance Officer's response, your appeal to the Facility Manager, the Facility Manager's response, the issues you raised to final review, and (when applicable) any revised institutional responses required as a result of a subsequent remand action by this office. As necessary, input from appropriate Central Office Bureaus (e.g., Health Care Services, Chief Counsel, Office of Special Investigations and Intelligence, etc) may have been solicited in making a determination in response to your issue as well.

#### **Decision:Uphold Response**

It is the decision of the Secretary's Office of Inmate Grievances and Appeals to uphold the initial response, uphold the inmate, or Uphold in part/Deny in part. This response will include a brief rationale, summarizing the conclusion, any action taken to resolve the issue(s) raised in the grievance and your appeal and relief sought.

#### Response:

You claim that you are a D code inmate with physical disabilities regarding back issues. You say that BA unit in the SNU does not have an exercise yard like the RTU. You say that policy 13.8.1, indicates that the SNU shall have a separate yard or yard period as is operationally feasible. You say that you are affected with poor health, but no separate yard. You request that a separate SNU yard is built like the RTU. You request \$50,000,00 from each person named in your grievance.

A review of the record found that the Grievance Coordinator provided you with a detailed response to your orlevance. As stated, it was determined that your needs are being met with the morning, afternoon, and evening (summer) yard times without having to build and maintain a separate SNU yard. There is no evidence that you are being denied yard. Your grievance and requested relief are denied.

**☑** Frivolous:

It was found that no policies, procedures, or laws have been violated. You are not being denied yard.

Signature:

Name: Title:

Chief Grievance Officer

Date:

04/15/20

CC: DC-15/Superintendent - Rockview

Grievance Office

DC-ADM 804, Inmate Grievance System Procedures Manual

Section 2 - Appeals, Attachment 2-F

Issued: 1/26/2016 Effective: 2/16/2016

BT7263

Grievance #:851325